

**TUESDAY, FEBRUARY 12, 2013**

**NO. 13**

**#26431**

**ALLAN WELLMAN d/b/a  
WELLMAN CONSTRUCTION,  
Plaintiff and Appellant,**

**vs.**

**LINCOLN TOWNSHIP, a  
South Dakota Municipality,  
Defendant and Appellee.**

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**(FOR APPELLANT)**

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**(FOR APPELLEE)**

The Honorable Tony L. Portra  
Fifth Judicial Circuit  
Brown County

**(CIV 11-264)**

**NON ORAL**